(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Single Bench

W.P. NO. 65 /2006

PETITIONER : Itwaru Ram Bhartendu
S/o. Chandaram Bhartendu
Aged about 40 years Assistant Teacher, R/o. Primary School Bturakachar, Vikaskhand Pathalgaon, District Jashpur (C.G.)

P.R. No. 64/06
Presented by Shri Sanjay Dhurandhar
dated 5/1/06

VERSUS

RESPONDENTS :1. State of Chhattisgarh
Through : Secretary
Tribal Welfare Department,
D.K.S. Bhawan, Raipur (C.G.)

2. The Assistant Commissioner
Tribal Development, Jashpur
(C.G.)

3. Block Education Officer
Pathalgaon, Tahsil Pathalgaon,
District Jashpur (C.G.)

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

019

आदेश पत्रक

मामला क्रमांक WP 65/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

6-1-2006

Shri Sanjay Kumar Agrawal, counsel for the petitioner.

Shri Ramakant Mishra, Govt. Advocate for the State on advance copy.

Heard.

The petitioner has filed this petition under Article 226/227 of the Constitution of India for leave encashment. Counsel for the petitioner submits that the petitioner was suspended vide order dated 25/6/1997 and thereafter suspension was revoked vide order dated 8/10/1997.

Learned counsel for the State pointed out that the petitioner has neither filed suspension order nor revocation order. It is submitted that the petitioner has only filed the order dated 27/7/1999 (Annex.P/1).

On perusal of the record, it is clear vide Annex.P/4 that some petition was filed before the State Administrative Tribunal and certain orders were passed. Those orders have not been filed.

Learned counsel for the petitioner prays that the petitioner may be allowed to withdraw this petition with liberty to file afresh with relevant facts and complete record. It is also prayed that the documents, which are not in possession of the petitioner, may be allowed to be obtained from the authorities concerned of the department.

It is open to the petitioner to file the applications before the authorities concerned of the department for supplying the certified copies of the documents and if such applications are filed the authorities concerned may grant the copies of the documents to the petitioner.

Accordingly, the petition stands disposed of as withdrawn with liberty. The original documents, if so desired, may be returned to the petitioner after retaining photocopies of the same.

Sd/-
Fakhruddin
Judge